NOV-10-2005 16:52 MOTOROLA CHS LAW DEPT 2153231300 P.11

App. Ser. No.: 09/823,289 Atty. Doc. No.: BCS03846-04

## <u>REMARKS</u>

In the Office Action mailed on August 10, 2005 the Examiner rejected claim 1 under 35 U.S.C. 102(e) as being anticipated by U.S. Patent No. 6,005,861 to Humpleman et al. and rejected claims 2-3 under 35 U.S.C. 103(a) as being unpatentable over Humpleman et al. in view of U.S. Patent No. 6,526,581 B1 to Edson. In addition, the Examiner indicated claims 4-14 would be allowable if rewritten into independent form so and included all of the limitations of the base claim and any intervening claims. In response Applicant has cancelled claims 1-3 and amended claims 4, 9 and 12. No new matter has been added.

Applicant has amended claim 4 into independent form so that it includes all of the limitations of claims 1-3. Applicant submits claim 4 is in condition for allowance.

Claims 5-14 are also allowable due to their dependence on an allowed claim.

App. Ser. No.: 09/823,289 Atty. Doc. No.: BCS03846-04

## CONCLUSION

No fees are believed due for this response. However, the Office is authorized to charge any additional fees or underpayments of fees (including fees for petitions for extensions of time) under 37 C.F.R. 1.16 and 1.17 to account number 502117. Any overpayments should be credited to the same account.

Applicant respectfully requests reconsideration of the present application, withdrawal of the rejections made in the last Office Action and the issuance of a Notice of Allowance. The Applicant's representative can be reached at the below telephone number if the Examiner has any questions.

Respectfully submitted,

Morton Tarr

Benjamin D. Driscoll

O. Oren

Reg. No. 41,571

Motorola, Inc.

101 Tournament Drive

Horsham, PA 19044

P (215) 323-1840

F (215) 323-1300

11/16/05 Date